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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/889,746
	Filing Date	December 31, 2001
	First Named Inventor	Ruelle, Jean-Louis
	Group Art Unit	1645
	Examiner Name	Baskar, P.
Total Number of Pages in This Submission	Attorney Docket Number	BM45352

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Acknowledgment Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Teresa O. Bittenbender, Reg. # 47,425
Signature	
Date	Nov 27, 2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: November 27, 2002			
Typed or printed name	Teresa O. Bittenbender		
Signature		Date	Nov 27, 2002

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Serial No.: 09/889,746

Group Art Unit: 1645



CERTIFICATE OF MAILING

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Teresa O. Bittenbender
TERESA O. BITTENBENDER, REG. NO. 47,425

ATTORNEY FOR APPLICANT

November 27, 2002
DATE

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Attorney Docket No. BM45352

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ruelle, Jean-Louis

Serial No.: 09/889,746

Filed: December 31, 2001

For: Novel Compounds

Group Art Unit No.: 1645

Examiner: Baskar, P.

Commissioner For Patents

Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This Response to Restriction Requirement and Preliminary Amendment (herein after referred to as "Response and Amendment") is responsive to the Office Communication mailed November 14, 2002 (Paper No. 6) (herein referred to as "Office Action"). Applicants respectfully request entry of this Response and Preliminary Amendment.

This Response and Preliminary Amendment is timely filed. Should this Response and Amendment not be considered timely filed, Applicants hereby request a retroactive extension of time to file for the number of months required to maintain pendency of the Application. If an Extension is deemed necessary, please consider this Paper to comprise a Petition for such an Extension and authorization to charge Deposit Account No. 50-0258 for the associated fees.

Remarks

Claims 25-46 were pending. Claims 25-46 were subject to a five (5) way Restriction

Serial No.: 09/889,746
Group Art Unit: 1645

Requirement and a species election requirement between SEQ ID NOS:1-8.

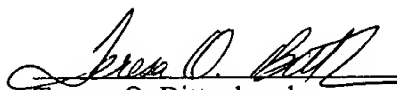
Election/Restriction

Applicants hereby elect to prosecute Group I (claims 25, 27, 29, 31, 32, 35, 40, 41 and 44, drawn to a polypeptide, fusion protein, vaccine and a method for inducing an immune response using a polypeptide. Further, Applicants hereby elect to prosecute SEQ ID NO:2.

Closing Remarks

Entry of the Response and Amendment and allowance of the pending claims are respectfully requested.

Respectfully submitted,



Teresa O. Bittenbender
Registration No. 47,425
Attorney for Applicant

November 26, 2002

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